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PATENT & TRADEMARK OFFICE

1646  
Atty. Docket No. FAH02 P-300A

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CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Assistant Commissioner for Patents, Washington D.C. 20231, on the date indicated below.

12/23/02  
Date

Debra L. Cooper  
Debra L. Cooper

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1646  
Applicant : Gregory M. Fahy, Ph.D.  
Appl. No. : 09/933,309  
Filing Date : August 20, 2001  
Confirmation No. : 7331  
For : GROWTH HORMONE THERAPY AND RELATED  
METHODS AND PHARMACEUTICAL COMPOSITIONS

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Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

ELECTION UNDER 35 USC §121

In response to the Office Action mailed November 26, 2002, Applicant requests substantive examination in view of the following elections.

Applicant has been required under 35 USC §121 to elect a single disclosed species from "DHEA, DHEA precursors, DHEA releasers, DHEA analogs, DHEA metabolites and combinations thereof," listed in claim 20. In response, Applicant elects "DHEA" for further prosecution on the merits.

Applicant has been required under 35 USC §121 to elect a single disclosed species from "human growth hormones, human growth hormone analogs, human growth hormone precursors, human growth hormone metabolites and human growth hormone releasers or mimics and mixtures thereof," listed in claim 21. In response to this requirement, Applicant elects "human growth hormones" for further prosecution on the merits.

Applicant has been required under 35 USC §121 to elect a single disclosed species from "chromium picolinate and equivalent chromium containing compounds and phenformin," listed in claim 21. In response to the requirement, Applicant elects "chromium picolinate" for

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further prosecution on the merits.

It is respectfully submitted that all pending claims (16-22 and 32-34) read on the elected species.

Respectfully submitted,  
PRICE, HENEVELD, COOPER,  
DEWITT & LITTON

12/23/02  
Date

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GJE/dlc